

ESTTA Tracking number: **ESTTA604481**

Filing date: **05/15/2014**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91212898
Party	Plaintiff Beats Electronics, LLC
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Submission	Stipulated/Consent Motion to Extend
Filer's Name	Lawrence E. James, Jr.
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Signature	/Lawrence E. James, Jr./
Date	05/15/2014
Attachments	Consent_Motion_for_120-day_EOT_QUADBEAT.pdf(12024 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Application No.  
85/682,885 for the mark QUADBEAT  
Published in the Official Gazette June 11, 2013

BEATS ELECTRONICS, LLC.,	)	
	)	
Opposer,	)	
	)	
v.	)	Opposition No. 91212898
	)	
LG ELECTRONICS, INC.,	)	
	)	
Applicant.	)	
	)	

**CONSENTED MOTION FOR AN EXTENSION OF CASE SCHEDULE**

Pursuant to Rule 509 of the Trademark Trial and Appeal Board Manual of Practice and 37 C.F.R. § 2.120, Opposer, Beats Electronics, LLC, with the consent of Applicant, LG Electronics, Inc., hereby moves the Board for an Order extending the case schedule for these proceedings for a period of one hundred twenty (120) days. In support of this Motion, Opposer states:

1. On October 9, 2013, Opposer filed its Notice of Opposition to Applicant's application for the mark QUADBEAT, and a scheduling order issued.
2. On November 18, 2013, Applicant filed its Answer.
3. The parties held the discovery conference on December 18, 2013.
4. The parties have exchanged initial disclosures; and, each party has served and responded to a first set of requests for production of documents and a first set of interrogatories (the "Written Discovery.")

5. Certain disputes regarding the Written Discovery remain, which the parties are currently attempting to resolve.

6. The parties require additional time to continue to resolve the disputes regarding the Written Discovery, to complete written discovery and to schedule and conduct depositions, which may involve certain foreign witnesses.

7. In order to allow for adequate time to complete discovery, counsel for Opposer and counsel for Applicant have conferred and agreed to seek the extension of the case schedule in these proceedings requested herein; and, therefore, this motion is filed with Applicant's consent.

8. This is the first extension of the discovery period requested by the parties.

WHEREFORE, Opposer respectfully requests that the Board extend the case schedule deadlines for this Opposition for a period of one hundred twenty (120) days as set forth below or as otherwise appropriate.

Expert Disclosures Due	09/14/2014
Discovery Closes	10/14/2014
Plaintiff's Pretrial Disclosures	11/28/2014
Plaintiff's 30-Day Trial Period Ends	01/12/2015
Defendant's Pretrial Disclosures	01/27/2015
Defendant's 30-Day Trial Period Ends	03/13/2015
Plaintiff's Rebuttal Disclosures	03/28/2015
Plaintiff's 15-Day Rebuttal Period Ends	04/27/2015

Respectfully submitted,

Dated: May 15, 2014

By: /Lawrence E. James, Jr./  
One of Opposer's Attorneys  
Michael G. Kelber  
Lawrence E. James, Jr.  
Katherine Dennis Nye  
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Two North LaSalle Street, Suite 1700  
Chicago, Illinois 60602  
312/269-8000

### **CERTIFICATE OF TRANSMISSION**

I hereby certify that the foregoing **CONSENTED MOTION FOR AN EXTENSION OF CASE SCHEDULE** is being electronically transmitted via the Electronic System for Trademark Trials and Appeals (“ESTTA”) at <http://estta.uspto.gov/> on the date noted below:

Date: May 15, 2014

By: /Lawrence E. James, Jr./  
One of the Attorneys for Opposer,  
Beats Electronics, LLC

### **CERTIFICATE OF SERVICE**

I hereby certify that I served a copy of the foregoing **CONSENTED MOTION FOR AN EXTENSION OF CASE SCHEDULE** upon:

Michael T. Smith  
Birch Stewart Kolasch & Birch, LLP  
8110 Gatehouse Road, Suite 100 East  
Falls Church, VA 22042

and

Robert J Kenney  
Birch Stewart Kolasch & Birch LLP  
PO Box 747  
Falls Church, VA 22040-0747

by depositing said copy in a properly addressed envelope, First Class postage prepaid, and depositing same in the United States mail at Two North LaSalle Street, Chicago, Illinois, on the date noted below:

Date: May 15, 2014

By: /Lawrence E. James, Jr./  
One of the Attorneys for Opposer,  
Beats Electronics, LLC